

AN ORDINANCE

96693

AUTHORIZING THE EXECUTION OF A GENERAL OPERATING AGENCY CONTRACT BETWEEN THE CITY OF SAN ANTONIO (the "CITY") AND THE GREATER KELLY DEVELOPMENT AUTHORITY ("GKDA") IN AN AMOUNT NOT TO EXCEED \$2,149,000.00, TO BE USED FOR CAPITAL PROJECTS AT KELLYUSA.

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WHEREAS, the adopted Financial Year 2003 Budget of the City included \$2,149,000.00 to assist in funding six capital projects at KellyUSA; and

WHEREAS, within this overall amount the following specific amounts were requested from GKDA for the following projects: (1) \$758,000 for the engineering and design of construction on New Luke Road; (2) \$276,000 to improve the entrance way from New Laredo Highway; (3) \$215,000 to improve the entrance from Quintana Road; (4) \$600,000 for rail upgrades; (5) \$100,000.00 for consultant services related to transportation planning and engineering; and (6) \$200,000.00 for watershed modeling; and

WHEREAS, these projects are needed capital improvements at KellyUSA and will help facilitate marketing efforts to attract additional commercial tenants thereby supporting the implementation of the City's Strategic Plan for enhanced development by promoting revitalization in a targeted area; and

WHEREAS, the funding of these projects demonstrates the City's commitment to enhance economic development opportunities at KellyUSA and to invest in infrastructure improvements that will foster economic growth and development opportunities in the City's southern sector; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The terms and conditions of the General Operating Agency Contract between the City and GKDA for the distribution of \$2,149,000.00 for capital projects at KellyUSA are hereby approved. A copy of the contract in substantially final form is attached hereto and made a part of this Ordinance.

SECTION 2. The City Manager or her designee is hereby authorized for 60 days following the effective date of this Ordinance to execute said contract in an amount not to exceed \$2,149,000.00.

SECTION 3. Budget Revenues are authorized in the following funds and amounts:

(a) The budget in Fund 43-192095, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, shall be revised by reducing Index Code 753079, entitled "Unallocated Appropriations," in the amount of \$2,149,000.00.

(b) The amount of \$758,000.00 is appropriated in Fund 43-192000, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, in Index Code 753087, entitled "New Luke Road Design," and is authorized to be encumbered and made payable to the Greater Kelly Development Authority in connection with the Kelly USA Improvements Project.

(c) The amount of \$276,000.00 is appropriated in Fund 43-192000, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, in Index Code 753095, entitled "New Laredo Hwy Entrance Improvements," and is authorized to be encumbered and made payable to the Greater Kelly Development Authority in connection with the Kelly USA Improvements Project.

(d) The amount of \$215,000.00 is appropriated in Fund 43-192000, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, in Index Code 753103, entitled "Quintana Entrance Improvements," and is authorized to be encumbered and made payable to the Greater Kelly Development Authority in connection with the Kelly USA Improvements Project.

(e) The amount of \$600,000.00 is appropriated in Fund 43-192000, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, in Index Code 753111, entitled "Rail Upgrades," and is authorized to be encumbered and made payable to the Greater Kelly Development Authority in connection with the Kelly USA Improvements Project.

(f) The amount of \$100,000.00 is appropriated in Fund 43-192000, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, in Index Code 753129, entitled "Technical Support-Kelly USA Transportation," and is authorized to be encumbered and made payable to the Greater Kelly Development Authority in connection with the Kelly USA Improvements Project.

(g) The amount of \$200,000.00 is appropriated in Fund 43-192000, 2002 Certificates of Obligation, Economic Development-Kelly USA Improvements, in Index Code 753137, entitled "Watershed Modeling," and is authorized to be encumbered and made payable to the Greater Kelly Development Authority in connection with the Kelly USA Improvements Project.

SECTION 4. This Ordinance is also a declaration of the City's official intent to reimburse itself from the proceeds derived from the sale of Certificates of Obligation for any authorized expenditures previously incurred from any lawfully available fund of the City.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall be effective on and after the tenth (10th) day of passage hereof.

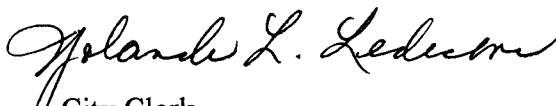
PASSED AND APPROVED this 7th day of November 2002.



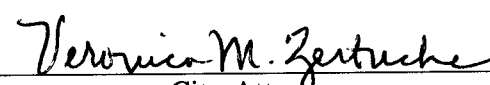
M A Y O R

EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


for City Attorney